

1 NICHOLAS A. TRUTANICH
United States Attorney
2 District of Nevada
Nevada Bar Number 13644
3 DANIEL D. HOLLINGSWORTH
Assistant United States Attorney
4 Nevada Bar No. 1925
501 Las Vegas Boulevard South, Suite 1100
5 Las Vegas, Nevada 89101
(702) 388-6336
6 Daniel.Hollingsworth@usdoj.gov
Attorneys for the United States
7

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 v.
13 DUSTIN LEWIS,
14 Defendant.

2:17-CR-244-APG-NJK

**Unopposed Motion for this Court to
approve the Interlocutory Sale of 1035
Aviator Court, Henderson, NV 89002 and
Order**

15 The United States of America moves this Court to approve the offer of \$950,000 for
16 the Interlocutory Sale of the real property held in the name of Dustin M. Lewis, Ingrid N.
17 Lewis, and Lewis Family Living Trust located at 1035 Aviator Court, Henderson, Nevada
18 89002, which is more particularly described as follows:

19 That portion of the North half (N 1/2) of the Northwest quarter (NW 1/4) of section
20 32, township 22 South, range 63 East, M.D.M. and M., described as follows:

21 Parcel Two (2) of that certain parcel map on file in File 109 of Parcel Maps, Page 34,
22 in the Office of the County Recorder, Clark County, Nevada, together with all
improvements and appurtenances thereon, APN: 179-32-101-053

23 (all of which constitutes property).

24 This Court authorized the Unopposed Motion for Interlocutory Sale of this property
25 and ordered its sale (ECF No. 89, 92). However because the amount came in lower than
26 the three estimates of Zillow.com for \$1,168,465; Redfin.com for \$1,132,158; and
27 Realtor.com for \$1,104,700, the government must request this Court's approval for the
28 interlocutory order of sale at \$950,000.

1 Joseph Soraci and Kari Soraci, the potential buyers, have offered \$950,000 for the
2 property. Pursuant to forfeiture law, the government has determined they are not felons.
3 Dustin M. Lewis, Ingrid N. Lewis, and Lewis Family Living Trust want to accept the offer.
4 Douglas Sawyer, their realtor who is coordinating the sale with the government, indicates
5 it is an arms-length transaction and is a good offer even though the listing price for the real
6 property was \$1,150,000. The government does not oppose Dustin M. Lewis, Ingrid N.
7 Lewis, and Lewis Family Living Trust accepting and signing the offer. Because this Court
8 has jurisdiction of this property, the government requests this Court to authorize this
9 interlocutory sale.

10 After the costs and expenses of the property sale and paying the deed of trust on the
11 realty, the net sale proceeds will (1) pay \$220,000 to OneWest Bank, the victim of his
12 mortgage fraud, (2) the remaining balance will be deposited with the court registry to be
13 applied toward restitution of \$704,002 to SCPA in case number 2:17-CR-391-APG-VCF,
14 and if any net sale proceeds are left after paying 1 and 2 above, the remainder will be paid
15 to the Department of Justice Seized Asset Forfeiture Fund.

16 For the reasons stated above, the United States respectfully requests this Court to
17 approve the sale of the property.

18 DATED February 5, 2020.

19 Respectfully submitted,

20 NICHOLAS A. TRUTANICH
21 United States Attorney
22 /s/ Daniel D. Hollingsworth
23 DANIEL D. HOLLINGSWORTH
24 Assistant United States Attorney

25 IT IS SO ORDERED:

26 
27 ANDREW P. GORDON
28 UNITED STATES DISTRICT JUDGE

DATED: February 5, 2020